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9 *Google Inc.*

10
11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA
13 OAKLAND DIVISION
14

15 In re GOOGLE INC. SHAREHOLDER
DERIVATIVE LITIGATION
16

17 This Document Relates To:
18 ALL ACTIONS
19
20
21

Master File No. CV-11-04248-PJH

16 **STIPULATION AND [PROPOSED]**
ORDER REGARDING EXTENDING
17 **TEMPORARY STAY OF**
18 **PROCEEDINGS**

JUDGE: Hon. Phyllis J. Hamilton

1 WHEREAS, Plaintiffs filed their Second Amended Verified Consolidated Shareholder
2 Derivative Complaint on November 1, 2013 (“Second Amended Complaint”) (Dkt. No. 92);

3 WHEREAS, on December 6, 2013, Defendants filed a Motion to Dismiss the Second
4 Amended Complaint (Dkt. No. 105);

5 WHEREAS, the parties completed briefing on Defendants’ Motion to Dismiss on February
6 14, 2014 (*see* Dkt. Nos. 112 and 117);

7 WHEREAS, on March 5, 2014, the Court held a hearing on Defendants’ Motion to
8 Dismiss and took the matter under submission (*see* Dkt. No. 119);

9 WHEREAS, on March 11, 2014, the parties stipulated, subject to the Court’s approval, that
10 (1) all proceedings in this action be stayed for sixty days from the date the Stipulation is approved
11 by the Court, in order to allow the parties to explore the potential resolution of this action through
12 a private mediation process, and (2) the parties reserved the right to modify the Stipulation, with
13 the Court’s approval, depending on the progress of their discussions (*see* Dkt. No. 122);

14 WHEREAS, on March 12, 2014, the Court ordered, pursuant to stipulation of the parties,
15 that all proceedings in this action shall be stayed for sixty days from March 12, 2014, that is, until
16 May 12, 2014 (*see* Dkt. No. 123);

17 WHEREAS, also on March 12, 2014, the Court issued a further Order indicating that it
18 would be amenable to an extension of the stay if it would facilitate resolution of the case, but set a
19 final deadline of August 1, 2014, by which time the parties must either (1) advise the court that
20 settlement has been reached, or (2) terminate the motions pending on the court’s docket, or
21 alternatively, take no action, in which case the Court would assume that the case is proceeding and
22 would issue orders on any pending motions (*see* Dkt. No. 124);

23 WHEREAS, the parties have met and conferred and have agreed that an extension of the
24 stay for an additional sixty days will facilitate a potential resolution by allowing the parties to
25 continue their discussions;

26 THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the
27 undersigned, subject to the Court’s approval, as follows:

1. All proceedings in this action shall be stayed until July 11, 2014, in order to allow the parties to explore the potential resolution of this action through a private mediation process.
2. The parties reserve the right to seek to modify this Stipulation subject to the August 1, 2014 deadline, with the Court's approval, depending on the progress of their discussions.

IT IS SO STIPULATED.

Dated: April 25, 2014

Respectfully submitted,

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By: /s/ Elizabeth C. Peterson
Elizabeth C. Peterson

Attorneys for Individual Defendants and
Nominal Defendant Google Inc.

Dated: April 25, 2014

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I, Elizabeth C. Peterson, am the ECF user whose ID and password are being used to file this STIPULATION AND [PROPOSED] ORDER REGARDING EXTENDING TEMPORARY STAY OF PROCEEDINGS. In compliance with Civil L.R. 5-1, I hereby attest that Benny C. Goodman, III has concurred in this filing.

/s/ Elizabeth C. Peterson
Elizabeth C. Peterson

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED. All proceedings in this action shall be until July 11, 2014.

Dated: April 29, 2014

THE HONORABLE PHYLLIS J. HAMILTON
UNITED STATES DISTRICT JUDGE

